

Historic, Archive Document

Do not assume content reflects current
scientific knowledge, policies, or practices.

I
M349C
Regular

U.S. LAWS, STATUTES, ETC.

Compilation of section 32, Public law no.
320... Issued Dec. 1939.

UNITED STATES
DEPARTMENT OF AGRICULTURE
LIBRARY



BOOK NUMBER 1
M349C
Regular

• r o 8-7671

49C U.S. Laws, statutes,...

LIBRARY
RECEIVED
★ JAN 10 1940 ★
U. S. Department of Agriculture

UNITED STATES DEPARTMENT OF AGRICULTURE

DIVISION OF MARKETING AND MARKETING AGREEMENTS

WASHINGTON, D. C.

COMPILATION OF SECTION 32, PUBLIC LAW NO. 320, 74TH CONGRESS,
AND LEGISLATION RELATING THERETO, AS AT THE CLOSE OF THE
76TH CONGRESS, 2D SESSION

Issued December, 1939

[PREFATORY NOTE: Throughout the text of this compilation, ordinary type is used for the original language of Section 32, Public Law No. 320, 74th Congress, approved August 24, 1935, and for the original language of the supplementary legislation, Public Law No. 165, 75th Congress, approved June 28, 1937; italics are used for amendatory legislation.]

SEC. 32. There is hereby appropriated for each fiscal year beginning with the fiscal year ending June 30, 1936 an amount equal to 30 per centum of the gross receipts from duties collected under the customs laws during the period January 1 to December 31, both inclusive, preceding the beginning of each such fiscal year. Such sums shall be maintained in a separate fund and shall be used by the Secretary of Agriculture only to (1) encourage the exportation of agricultural commodities and products thereof by the payment of benefits in connection with the exportation thereof or of indemnities for losses incurred in connection with such exportation or by payments to producers in connection with the production of that part of any agricultural commodity required for domestic consumption; (2) encourage the domestic consumption of such commodities or products by diverting them, by the payment of benefits or indemnities or by other means, from the normal channels of trade and commerce *or by increasing their utilization through benefits, indemnities, donations or by other means, among persons in low income groups as determined by the Secretary of Agriculture;*¹ and (3) *reestablish farmers' purchasing power by making payments in connection with the normal production of any agricultural commodity for domestic consumption. Determinations by the Secretary as to what constitutes diversion and what constitutes normal channels of trade and commerce and what constitutes normal production for domestic consumption shall be final. The sums appropriated under this section shall be expended for such one or more of the above-specified purposes, and at such times, in such manner, and in such amounts as the Secretary of Agriculture finds will effectuate substantial accomplishment of any one or more of the purposes of this section.*² Notwithstanding any other provision of this section, the amount that may be devoted, during any fiscal year after June 30, 1939, to any one agricultural commodity or the products thereof in such fiscal year, shall not exceed 25 per centum of the funds available under this section for such fiscal year.³

¹ Title I, Public, No. 159, 76th Congress, approved June 30, 1939.

² Section 2, Public, No. 461, 74th Congress, approved February 29, 1936.

³ Section 203 of the Agricultural Adjustment Act, 1938, approved February 16, 1938.

DISPOSAL OF SURPLUS COMMODITIES

*To enable the Secretary of Agriculture to further carry out the provisions of section 32, as amended, of the Act entitled "An Act to amend the Agricultural Adjustment Act, and for other purposes", approved August 24, 1935, and subject to all provisions of law relating to the expenditure of funds appropriated by such section, \$113,000,000. Such sum shall be immediately available and shall be in addition to, and not in substitution for, other appropriations made by such section or for the purpose of such section: Provided, That not in excess of 25 per centum of the funds herein made available may be devoted to any one agricultural commodity: Provided further, That of that part of the funds appropriated in this paragraph which may be allocated for expenditure in connection with cotton not less than 50 per centum shall be allocated for use in carrying out clause (3) of such section, or in carrying out clause (2) of such section * * **⁴

ADMINISTRATIVE EXPENSES

*That the funds provided by section 32 of the Act entitled "An Act to amend the Agricultural Adjustment Act, and for other purposes", approved August 24, 1935 (7 U. S. C. 612c), shall be available during the fiscal year 1939 for administrative expenses, in accordance with the provisions of section 392 of the Agricultural Adjustment Act of 1938, in carrying out the provisions of said section, including the employment of persons and means in the District of Columbia and elsewhere, in accordance with the provisions of law applicable to the employment of persons and means by Agricultural Adjustment Administration:*⁵

AN ACT TO EXTEND THE TIME FOR PURCHASE AND DISTRIBUTION OF SURPLUS AGRICULTURAL COMMODITIES FOR RELIEF PURPOSES AND TO CONTINUE THE FEDERAL SURPLUS COMMODITIES CORPORATION.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*⁶ That in carrying out the provisions of clause (2) of section 32 of the act approved August 24, 1935 (49 Stat. 774), as amended, the Secretary of Agriculture may transfer to the Federal Surplus Commodities Corporation, which corporation is hereby continued, until June 30, 1942,⁷ as an agency of the United States under the direction of the Secretary of Agriculture, such funds, appropriated by said section 32, as may be necessary for the purpose of effectuating said clause (2) of section 32: Provided, That such transferred funds, together with other funds of the corporation, may be used for purchasing, exchanging, processing, distributing, disposing, transporting, storing, and handling of agricultural commodities and products thereof and inspection costs, commissions, and other incidental costs and expenses, without regard to

⁴ Title I, Public, No. 159, 76th Congress, approved June 30, 1939.

⁵ Department of Agriculture Appropriation Act, 1939, approved June 16, 1938.

⁶ Public, No. 165, 75th Congress, approved June 28, 1937.

⁷ Section 204 of the Agricultural Adjustment Act, 1938, approved February 16, 1938.

the provisions of existing law governing the expenditure of public funds and for administrative expenses, including rent, printing and binding, and the employment of persons and means, in the District of Columbia and elsewhere, such employment of persons to be in accordance with the provisions of law applicable to the employment of persons by the Agricultural Adjustment Administration.

In carrying out clause (2) of section 32, the funds appropriated by said section may be used for the purchase, without regard to the provisions of existing law covering the expenditure of public funds, of agricultural commodities and products thereof, and such commodities, as well as agricultural commodities and products thereof purchased under the preceding paragraph hereof, may be donated for relief purposes.

1

U.S

M349C

Regular

no

JAN 8 1942

ms

of

for

Be

